## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

ANSY BELIZAIRE AND ANTHONY MCALLISTER, on behalf of themselves and all other employees similarly situated,

Plaintiffs,

NOTICE OF APPEAL Civil Action No. 18-cv-05020

v.

AHOLD U.S.A., INC, AHOLD DELHAIZE USA, INC, PEAPOD, LLC, AND THE STOP & SHOP SUPERMARKET COMPANY LLC,

Defendants.

Notice is hereby given that Ansy Belizaire and Anthony McAllister, plaintiffs in the above-named action, on behalf of themselves and all others similarly situated, hereby appeal to the United States Court of Appeals for the Second Circuit from: (1) an Opinion and Order (one document) entered on January 22, 2019 (dated January 22, 2018 in error); (2) an Order requesting that the Clerk enter judgment dismissing and closing the case entered on February 8, 2019; and (3) the Judgment entered on February 8, 2019 dismissing the case. Plaintiffs appeal from each and every part of the above Opinion and Order, Order and Judgment. Dated: February 21, 2019.

## THOMAS & SOLOMON LLP

By: /s/ Jessica L. Lukasiewicz
J. Nelson Thomas, Esq.
Michael J. Lingle, Esq.
Jessica L. Lukasiewicz, Esq.
Attorneys for Plaintiffs
693 East Avenue
Rochester, New York 14607
Telephone: (585) 272-0540
nthomas@theemploymentattorneys.com
mlingle@theemploymentattorneys.com
jlukasiewicz@theemploymentattorneys.com

TO: Christopher A. Parlo
Brendan T. Killeen
Jason D. Burns
Morgan, Lewis & Bockius, LLP
101 Park Avenue
New York, NY 10178
(212) 309-6000

Attorneys for Defendants